

State of California, State Water Resources Control Board

Division of Water Rights

P.O. Box 2000, Sacramento, CA 95812-2000

Info: (916) 341-5300, FAX: (916) 341-5400 Web: <http://waterrights.ca.gov>

S000354

2005, 2006, 2007

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FORM

Owner(s) of Record:

MONTECITO WATER DISTRICT

Notifying the Division of Water Rights of ownership or address changes is the responsibility of the claimant

Please Complete and Return This Form by JULY 1, 2008

Primary Contact:

~~C CHARLES EVANS~~ **TOM MOSBY**

~~PO BOX 5037~~

~~SANTA BARBARA, CA 93150~~

Phone No. 805-969-2271

Fax No.

E-mail Address:

Agent:

Address:

Phone No.

Fax No.

E-mail Address:

EWRI/MS/BR

Source Name: ALDER CREEK

Tributary To:

County: Santa Barbara

Diversion within: 1/4 of 1/4 Section 28, T 5 N, R 25 W, SBB&M

Year of First Use: 1938

SEP 01 2009

Name of Diversion works:

**Assessor Parcel Number
of the Diversion site:**

A. **Water is Used Under:** Riparian claim ___ Pre-1914 claim ___ Court Decree No.: ___ Other (explain): ___

B. **Year of First Use:** (Please provide if missing in the Division of Rights database (ewrims)) ___

C. **Rate of Diversion:** The rate of diversion of water for each month used and entered in the table below is shown in units of:

Gallons per minute (gpm) ___ Gallons per day (gpd) ___ Cubic feet per second (cfs) ___

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Average Rate
2005													
2006													
2007													

D. **Quantity of Water Used:** The quantity of water used each month and entered in the table below is shown in units of:

Gallons ___ Million Gallons (MG) ___ Acre-feet (AF) ___

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2005													
2006													
2007													

E. **Purpose of Use** – Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation ___ acres; Stockwatering ___; Domestic ___;

Other (specify) _____

Parcel Number(s) of Place of Use: _____

F. **Changes in Method of Diversion** – Describe any changes in your project since your previous statement was filed.
(New pump, enlarged diversion dam, location of diversion, etc.)

G. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES ___ NO ___

Describe any water conservation efforts you have initiated: _____

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

Reduction in Diversions:

Year ___ (AF/MG) Year ___ (AF/MG) Year ___ (AF/MG)

Reduction in consumptive use:
Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES _____ NO _____

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES _____ NO _____.
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:
Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

State the type of substitute water supply: _____

Amount of substitute water supply used:
Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)
I have data to support the above surface water use reductions due to the use of a substitute water supply. YES _____ NO _____.

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES _____ NO _____.
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:
Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)
I have data to support the above surface water use reductions due to the use of groundwater. YES _____ NO _____.

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: _____, 20_____ at _____, California

SIGNATURE: _____

PRINTED NAME: _____
(first name) (middle initial) (last name)

COMPANY NAME: _____

ITEM CONTINUATION If there is insufficient space for your answers, please use the space provided below or add an attachment sheet.

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA
There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. After the formation of the California Water Commission back on December 19, 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

P.O. BOX 2000, SACRAMENTO, CA 95812-2000

(916) 657-2170

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.

Notify this office if ownership or address changes occur during the coming year.

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1999

OWNER OF RECORD: MONTECITO WATER DISTRICT

C CHARLES EVANS
PO BOX 5037
SANTA BARBARA, CA 93150-5037

STATEMENT NO: S000354

SOURCE: ALDER CREEK
TRIBUTARY TO: SANTA YNEZ RIVER
COUNTY: SANTA BARBARA
DIVERSION

WITHIN: $\frac{1}{4}$ OF $\frac{1}{4}$ SECTION 28, T5N, R25W, SB&M.

TELEPHONE NUMBER:
(805) 969-2271

YEAR OF FIRST USE: 1938

PARCEL NO:

A. Water is used under: Riparian claim _____ Pre 1914 right _____ Other (explain): _____B. Year of first use (Please provide if missing above) _____C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: Gallons _____ Acre-feet _____ Other _____

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
1996	0	0	0	0	0	0	0	0	0	0	0	0	0
1997	0	0	0	0	0	0	0	0	0	0	0	0	0
1998	0	0	0	0	0	0	0	0	0	0	0	0	0

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.Irrigation _____ acres; Stockwatering _____; Domestic ☒ _____;

Other (specify) _____

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Describe any water conservation efforts you may have started: _____

b. _____

c. If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:

19 _____ (af/mg) 19 _____ (af/mg) 19 _____ (af/mg)

2. Water quality and wastewater reclamation

a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES _____ NO _____

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
P.O. BOX 2000, SACRAMENTO, CA 95812-2000
(916) 657-2170

- b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

19 _____ (af/mg) 19 _____ (af/mg) 19 _____ (af/mg)

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES _____ NO _____
- b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:

19 _____ (af/mg) 19 _____ (af/mg) 19 _____ (af/mg)

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: June 29, 19 99 at Santa Barbara, California

SIGNATURE: C Charles Evans

PRINTED NAME: C. Charles Evans
(first name) (middle init.) (last name)

COMPANY NAME: Montecito Water District

If there is insufficient space for your answers, please use the space provided below.

ITEM CONTINUATION

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and per 1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1996.

OWNER OF RECORD: MONTECITO WATER DISTRICT

C CHARLES EVANS
P O BOX 5037
SANTA BARBARA, CA 93150-5037

STATEMENT NO: S000354

SOURCE: ALDER CREEK
TRIBUTARY TO: SANTA YNEZ RIVER
COUNTY: SANTA BARBARA
DIVERSION

TELEPHONE NUMBER:
(805) 969-2271
YEAR OF FIRST USE: 1938

PARCEL NO:

WITHIN: $\frac{1}{4}$ OF $\frac{1}{4}$ SECTION 28, T5N, R25W, SB&M.
A. Water is used under: Riparian claim _____; Pre 1914 right ☒; Other (explain) SEE ATT.

B. Year of first use (Please provide if missing above) _____.

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☒ Acre-feet ☐ (other) _____

YEAR	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT	OCT.	NOV.	DEC	TOTAL ANNUAL
1993	30	22	134	158	52	33	15	12	5	20	23	40	544
1994	31	49	47	18	3	7	6	4	3	5	10	10	193
1995	0	0	0	0	0	0	0	0	0	0	0	0	0

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 1,050 acres; Stockwatering _____; Domestic 12,000

Other (specify) _____

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

NO CHANGES, BUT DIVERSION WAS DAMAGED DURING JAN. 1995 STORMS

F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

NA

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: June 28, 19 96, at Montecito

SIGNATURE: C. Charles Evans

PRINTED NAME: C (FIRST NAME) CHARLES (M. NAME) EVANS (LAST NAME)

COMPANY NAME: MONTECITO WATER DISTRICT

See back of page for General Information. If there is insufficient space for your answers, please number them in the space provided on the back of this form.

5-354

**** PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS ****

**STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS**

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

STATEMENT NO: S000354

OWNER OF RECORD: MONTECITO WATER DISTRICT

C CHARLES EVANS

P O BOX 5037

SANTA BARBARA, CA 93150-5037

SOURCE: ALDER CREEK

TRIBUTARY TO: SANTA YNEZ RIVER

COUNTY: SANTA BARBARA

DIVERSION

WITHIN: ¼ OF ¼ SECTION 28, T5N, R25W, MDB&S.

TELEPHONE NUMBER:

(805) 969-2271

YEAR OF FIRST USE: 1938

PARCEL NO:

(If any of the above information is inaccurate or missing, please correct. Notify this office if ownership or address changes occur during the coming year.)

COMPLETE AND RETURN THIS FORM BY JULY 1, 1995

A. Water is used under: Riparian claim _____; Pre 1914 right ☒; Other (explain) SEE ATT.

B. Year of first use (Please provide if missing above) _____.

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☒ Acre-feet ☐ (other) _____

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC	TOTAL ANNUAL
1992	55	40	177	141	125	34	16	4	4	3	5	9	613
1993	30	22	134	158	52	33	15	12	5	20	23	40	544
1994	31	49	47	18	3	7	6	4	3	5	10	10	193

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 1,050 acres; Stockwatering _____; Domestic 12,000

Other (specify) _____

***** CONTINUE ON BACK PAGE *****

*** PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS ***

- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

SEE ATTACHED

- F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

N/A

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: June 1, 1995, at Santa Barbara, California

SIGNATURE:

C. Charles Evans

PRINTED NAME:

C

Charles

Evans

(FIRST NAME)

(M. NAME)

(LAST NAME)

COMPANY NAME:

Montecito

Water

District

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

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An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

"Statements of Water Diversion and Use"

"Information Pertaining to Water Rights in California"

"Water Rights for Stockpounds Constructed Prior to 1969"

"Appropriation of Water in California"

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000
(916) 657-1875

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD:

STATEMENT NO: 000354

MONTECITO WATER DISTRICT
P O BOX 5037
SANTA BARBARA, CA 93150-5037

TELEPHONE NUMBER:
(805) 969-2271

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: ALDER CREEK

TRIBUTARY TO: SANTA YNEZ RIVER

COUNTY: SANTA BARBARA

YEAR OF FIRST USE: 1938

DIVERSION

WITHIN: 1/4 OF 1/4 SECTION 28, T05N, R25W, SBB&M.

COMPLETE AND RETURN THIS FORM BY JULY 1, 1994.

A. Water is used under: Riparian claim _____; Pre 1914 right ☒; Other (explain) SEE ATTACHED

B. Year of first use (Please provide if missing above) _____.

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☒ Acre-feet ☐ (other) _____

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTAL ANNUAL
1991	1	0	0	30	7	3	5	3	2	3	1	31	86
1992	55	40	177	141	125	34	16	4	4	3	5	9	613
1993	30	22	134	158	52	33	15	12	5	20	23	40	544

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 875 acres; Stockwatering NA; Domestic 11,500
Other (specify) _____

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

NONE

F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

NA

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: June 30, 19 94, at Montecito, California

Signature:

C. Charles Evans
General Manager

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

1991-1993

ATTACHMENT

Water is used under Judicial determination in Gin S. Chow, et al. v. City of Santa Barbara and Montecito Water District (1933), prescriptive rights, public intervening use and/or appropriative rights.

STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000
(916) 657-1875

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD:

STATEMENT NO: 000355

MONTECITO WATER DISTRICT
P O BOX 5057
SANTA BARBARA, CA 93150-5057

TELEPHONE NUMBER:
(805) 969-2271

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: FOX CREEK

TRIBUTARY TO: SANTA YNEZ RIVER

COUNTY: SANTA BARBARA

YEAR OF FIRST USE: 1940

DIVERSION

WITHIN: 1/4 OF 1/4 SECTION 29, T05N, R25W, SBB&M.

COMPLETE AND RETURN THIS FORM BY JULY 1, 1994.

A. Water is used under: Riparian claim _____; Pre 1914 right ☒; Other (explain) SEE ATTACHED

B. Year of first use (Please provide if missing above) _____

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☒ Acre-feet ☐ (other) _____

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTAL ANNUAL
1991	2	3	2	13	10	9	2	5	5	4	0	3	58
1992	6	4	6	16	19	19	9	8	15	10	10	0	122
1993	0	0	0	2	14	16	10	14	15	14	15	9	109

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.
Irrigation 875 acres; Stockwatering NA; Domestic 11,500
Other (specify) _____

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

NONE

F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

NA

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: June 30, 19 94, at Montecito, California

Signature: C. Charles Evans
General Manager

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

1991-1993

ATTACHMENT

Water is used under Judicial determination in Gin S. Chow, et al. v. City of Santa Barbara and Montecito Water District (1933), prescriptive rights, public intervening use and/or appropriative rights.

This statement should be typewritten or legibly written in ink.

- G. General description or location of place of use (use sketch of section grid on reverse side if you desire) NCM comprises an unincorporated community adjacent to and east of boundary of City of Santa Barbara extending easterly along coastline approximately five miles and from coast northerly approximately two miles, encompassing area of 8079 acres.

Signature

SWRB 40 (8.66)